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Mayor

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ZONING BOARD OF APPEALS

Sherri Lougee, Board Clerk

NOTICE OF DECISION

A Public Hearing has been held with regard to the following petitions before the City of Newton Zoning Board of Appeals. The decisions were determined as follows:

- #2-11** from Arkady Degtiarov and Irina L. Deresh, 20 Shute Path, Newton, MA, appealing the Commissioner of Inspectional Services' Notice of Zoning Violation that a dog run was constructed without a building permit and that the dog run and a shed are located in the front and side yard setbacks. The property is located in a Single Residence 3 District. **The petitioners' appeal of the decision of the Commissioner of Inspectional Services was denied, 5-0. Therefore, the Board upheld the determination of the Commissioner of the Inspectional Services.**
- #10-11** from A. Marc O'Brien and Sally C. O'Brien, 45 Westbourne Road, Newton Centre, MA, requesting a variance of 19.90 feet from the front yard setback requirements of the Newton Revised Zoning Ordinances, Section 30-15, Table One, in order to construct a detached two car garage, resulting in a front yard setback of 5.10 feet. **(Required front yard setback for an accessory building is 25 feet.)** The property is located in a Single Residence 2 district. **The petitioners' request for a variance from the front yard setback requirements was denied, 4-1.**

Any appeal of the above decisions must be made to the Superior Court within twenty (20) days of its filing with the City Clerk in accordance with Section 17 of the Massachusetts General Law, Chapter 40A.

Decision numbers 2-11 and 10-11 were filed on June 7, 2011.